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PTO/SB/21 (08-00)

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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/042,402
	Filing Date	Jan 7, 2002
	First Named Inventor	Bardy, Gust H.
	Group Art Unit	3736
	Examiner Name	Unassigned
Total Number of Pages in This Submission	Attorney Docket Number	003.0254.01

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)  Remarks	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Request for Corrected Filing Receipt Copy of Patent Application Transmittal Postcard

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MAY 30 2002

TECHNOLOGY CENTER R3700

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Law Offices of Patrick J.S. Inouye
Signature	
Date	APR 18 2002

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date: APR 18 2002			
Type or printed name	Casey Leichter		
Signature		Date	APR 18 2002

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Request for Corrected Filing Receipt  
Docket No. 003.0254.01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Bardy

Serial No.: 10/042,402

Filed: January 7, 2002

For: System And Method For Providing Diagnosis and  
Monitoring Of Congestive Heart Failure For Use  
Use In Automated Patient Care

)  
) Group Art Unit: 3736  
)

) Examiner: *Unassigned*  
)

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**REQUEST FOR CORRECTED FILING RECEIPT**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Enclosed is a copy of the official Corrected Filing Receipt mailed from the USPTO on March 22, 2002, in response to a previous Request for Corrected Filing Receipt for the above-identified patent application. This Corrected Filing Receipt is still in error. The errors have been marked in red ink to identify the correction needed. The corrections are as follows:

Under Title, please replace "System and method for providing diagnosis and **montoring** of congestive heart **faliure** for use in automated patient care" (emphasis added) with -- System and method for providing diagnosis and monitoring of congestive heart failure for use in automated patient care--.

A copy of the Patent Application Transmittal, showing the correct spelling of the title, is enclosed herewith.

Issuance of a corrected Filing Receipt is respectfully requested.

Respectfully submitted,

Dated:

**APR 18 2002**

By: 

Patrick J.S. Inouye, Reg. No. 40,297

The Law Offices of Patrick J.S. Inouye  
810 3<sup>rd</sup> Avenue, Suite 258  
Seattle, WA 98104

Telephone: (206) 381-3900  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/042,402	01/07/2002	3736	777	003.0254.01	23	32	4

22895  
PATRICK J S INOUE P S  
810 3RD AVENUE  
SUITE 258  
SEATTLE, WA 98104



CONFIRMATION NO. 9038  
CORRECTED FILING RECEIPT



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Date Mailed: 03/22/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Gust H. Bardy, Seattle, WA;

## Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CON OF 09/441,623 11/16/1999 PAT 6,336,903

## Foreign Applications

If Required, Foreign Filing License Granted 02/08/2002

Projected Publication Date: 05/23/2002

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

## Title

System and method for providing diagnosis and *monitoring* of congestive heart *failure* for use in automated patient care

## Preliminary Class

600

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Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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# UTILITY PATENT APPLICATION TRANSMITTAL

Under Small Entity Status  
(New Nonprovisional Applications Under 37 CFR § 1.53(b))

Attorney Docket No.  
003.0254.01

## TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith is the patent application of ( ) application identifier or (X) first named inventor, Gust H. Bardy, entitled System And Method For Providing Diagnosis And Monitoring Of Congestive Heart Failure For Use In Automated Patient Care, for a(n):

( ) Original Patent Application.

(X) Continuing Application (prior application not abandoned):

(X) Continuation ( ) Divisional Continuation-in-part (CIP)  
of prior application number 09/441,623. Filed November 16, 1999.

(X) A statement claiming priority under 35 USC § 120 has been added to the specification.

Enclosed are:

(X) Specification; 44 Total Pages.

(X) Drawing(s); 23 Total Sheets.

(X) Oath or Declaration:

( ) A Newly Executed Combined Declaration and Power of Attorney:

( ) Signed.

( ) Unsigned.

( ) Partially Signed.

(X) A Copy from a Prior Application for Continuation/Divisional (37 CFR § 1.63(d)).

(X) Incorporation by Reference. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated herein by reference.

( ) Signed Statement Deleting Inventor(s) Named in the Prior Application. (37 CFR § 163(d)(2)).

(X) Formal Figures Transmittal Letter.

(X) Return Receipt Postcard.

(X) A Duplicate Copy of this Form.

(X) A Check in the amount of \$777 for the Filing Fee.

(X) Applicant claims small entity status.

(X) Information Disclosure Statement and Form PTO-1449.

(X) Other: 8 published references.

CLAIMS AS FILED				
FOR	NO. FILED	NO. EXTRA	RATE	FEE
Total Claims	45	25	\$9.00	\$ 225.00
Independent Claims	4	1	\$42.00	\$ 42.00
Multiple Dependent Claims (if applicable)				\$140.00
Assignment Recording Fee				\$0.00
Basic Filing Fee				\$370.00
Total Filing Fee				\$ 777.00
Applicant claims small entity status under 37 CFR 1.27.				

Charge \$ \_\_\_\_\_ to Deposit Account 501144 pursuant to 37 CFR § 1.25. At any time during the pendency of this application, please charge any fees required or credit any overpayment to this Deposit Account.

Respectfully submitted,

By:

Patrick J.S. Inouye, Esq., Attorney of Record  
Reg. No. 40297

Date: January 7, 2002

Correspondence Address:

Law Offices of Patrick J.S. Inouye  
810 Third Avenue Suite 258  
Seattle, WA 98104  
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I hereby certify that this is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated below and is addressed to:

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